

A regular meeting of the Bracken County Fiscal Court was held Wednesday, January 26, 2011, for the purpose of transacting any business properly presented by the established agenda.

Presiding: Earl Bush,
County Judge Executive

Present: Carl Allen, Clark Hennessey, David Kelsch, David Hughes, Scotty Lippert, Jr., John Corlis, Doug Smith, and Dennis Jefferson.

Let the Record reflect that the Court members received a copy of the vendor claims to be paid for all funds.

Upon Motion of Dennis Jefferson seconded by Doug Smith the minutes of the Meeting January 12, 2011 be accepted/approved.

Vote being unanimous.

Floor open to the public to discuss anything other than agenda items

Judge Bush opened the floor to public comments regarding any concerns or issues of others that are not related to any agenda item. He advised that there would be order held in the court. This time would be for public to voice concerns, but no personal attacks would be allowed.

No discussion from public.

Constables – County Attorney, Mike Clark - Findings

Mike Clark went over the applicable statutory law and case law and Attorney General opinions relative the use of blue lights, red lights, sirens, and radios. All of which had been brought up by Constable Bill Ruf at the January 12, 2011 meeting. The County Attorney informed Mr. Ruf that if he had any authority to the contrary he would be happy to review it.

Amendment to Bracken Co. Sheriff Charles Rehtin Quarterly report ending 12/31/10

Upon Motion of Clark Hennessey, seconded by David Kelsch that the following amended quarterly report ending 12/31/2010 submitted by outgoing Sheriff, Charles Rehtin be accepted/approved. The only change was the amount of excess fees increased.

Vote being unanimous.

Rural Secondary Program Recommendations for FY 2011-2012

Rob Hans, Assistant Chief Engineer for the Department of Transportation Covington District #6, addressed the Fiscal Court to explain the program and how funds are determined for each county. Chris Rice, Staff Engineer, Kevin Rust, Branch Manager, Craig Moore, and Danny Jefferson, Bracken County State Hwy Department Supervisor were all on hand to answer questions and discuss these recommendations.

Upon Motion of Clark Hennessey, seconded by Scotty Lippert that the Court accept/approve the recommendations for this program for FY 2011-2012, excluding the use of Flex Funds in the amount of \$131,330. The Flex Funds use will be determined at a later date.

Vote being unanimous.

Appointment to Bracken County Library Board

Judge Bush recommended the Court to appoint Gary Clayton to this board. Upon Motion of David Kelsch, seconded by Dennis Jefferson that Gary Clayton be appointed to the Bracken County Library Board for a term of 4 years to expire January 16, 2015.

Vote being unanimous.

*Judge Bush advised that Gary Clayton could not be present at the court meeting today due to work.

Appointment to the Bracken County Board of Ethics

Judge Bush recommended that the Court reappoint Sherry Cucchiara to this board. Upon motion of Carl Allen, seconded by Doug Smith that Sherry Cucchiara be reappointed to the Bracken County board of Ethics for a term of 3 years to expire February 1, 2014.

Vote being unanimous.

*Sherry Cucchiara was on hand to meet magistrates and answer any questions after the court meeting.

Ordinance 11-01; regarding Snow Level Declarations for the County

Upon Motion of John Corlis, seconded by David Hughes that the Court approve/pass the 1st reading of the following Ordinance relating the Snow Level Declarations for Bracken County.

Vote being unanimous.

Ordinance regarding Burn Bans for the County

Tabled due to ordinance being drafted to meet the needs of Bracken County on this issue.

General Fund Vendor Claims

Upon Motion of Dennis Jefferson, seconded by John Corlis that the following General Fund Vendor Claims be approved for payment.

Vote being unanimous.

Road Fund Vendor Claims

Upon motion of Scotty Lippert, seconded by John Corlis that the following Road Fund Vendor Claims be approved for payment.

Vote being unanimous.

Jail Fund Vendor Claims

Upon motion of David Kelsch, seconded by Doug Smith that the following Jail Fund Vendor Claims be approved for payment.

Vote being unanimous.

Senior Citizens Fund Vendor Claims

Upon Motion of David Hughes, seconded by Scotty Lippert that the following Senior Citizens Fund Vendor Claims be approved for payment.

Vote being unanimous.

Dispatch/911 Fund Vendor Claims

Upon motion of John Corlis, seconded by Dennis Jefferson that the following Dispatch/911 Fund Vendor Claims be approved for payment.

Vote being unanimous.

(2) Two Appointments to the Bracken County Joint Municipal Planning Commission

Judge Bush recommended the following to be appointed to the Planning Commission: Joe Beckett and Chad Asbury.

Upon Motion of Dennis Jefferson, seconded by John Corlis that Joe Beckett be appointed to fulfill a term of someone who resigned (originally a 4 year term) This term expiring 8/31/2011; and Chad Asbury be appointed to fulfill a term of someone who resigned (originally a 4 year term) This term expiring 8/31/2013

Vote being unanimous.

Fiscal Court Meetings: Changing of date/time

Upon Motion of David Kelsch, seconded by Clark Hennessey that the court approve to make no change to meeting dates and/or times.

Voting Yes: Carl Allen Clark Hennessey, David Kelsch, David Hughes, Scotty Lippert, John Corlis, and Dennis Jefferson

Voting No: Doug Smith and Earl Bush

*Magistrate Clark Hennessey asked the Department of Transportation to keep Shoftstall Road on their radar for repairs/repaving.

*Magistrate David Kelsch asked Department of Transportation about replacing a culvert on Dutch Ridge Road and a concrete wall that has partially fallen.

* Magistrate Scotty Lippert asked the Department of Transportation about the guardrail issue on HWY 19 by the subdivision. This has been reviewed by Department of Transportation and it does meet sight/distance requirements. One section of the guardrail can be moved back, but the guardrail on the other side cannot due to the embankment.

*Magistrate Clark Hennessey told the Department of Transportation that there needs to be passing zones between the new replacement bridge on Hwy 19 and Brooksville. Danny Jefferson, County State Hwy Department already has officials reviewing this.

*Pat Taylor asked the Department of Transportation about the Hwy 1159 project. This project is in the 6 year plan for the state. It has funding for design but no funds are available for construction at this point.

*Discussion was held regarding budgeted funds for the Bracken Co. Sheriff's Department training and travel.

*Discussion was held on Accident Claims paid out of the General Fund.

*Magistrate Scotty Lippert asked about the completion of the census and redistricting the County. The 2010 Census reports should be complete by March 2011 and then the paperwork for redistricting the county should be received after that.

Upon motion of Doug Smith, seconded by John Corlis that the January 26, 2011 meeting of the Bracken County Fiscal Court be adjourned.

Vote being unanimous.

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S/_____
Tina K. Teegarden, Fiscal Court Clerk

S/_____
Earl Bush, County Judge Executive